

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS

TYLER DIVISION

DAVID A. RUSSELL, #1636898	§	
VS.	§	CIVIL ACTION NO. 6:14cv41
PATRICIA BREWER, ET AL.	§	

ORDER OF DISMISSAL

The above-entitled and numbered civil action was heretofore directly assigned to United States Magistrate Judge K. Nicole Mitchell. The Report of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, and no objections thereto having been timely filed, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and adopts same as the findings and conclusions of the Court. It is therefore

ORDERED that the Report and Recommendation (docket entry #5) is **ADOPTED**. It is further

ORDERED that the complaint is **DISMISSED** without prejudice for want of prosecution and failure to obey an order. Fed. R. Civ. P. 41(b); Rule 41, Local Rules for the Eastern District of Texas. The statute of limitations for the Plaintiff's claims are **SUSPENDED** for thirty days after the entry of this Order of Dismissal and the Final Judgment. All motions not previously ruled on are **DENIED**.

It is SO ORDERED.

SIGNED this 9th day of January, 2015.


MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE